

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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REYNA ARROYO,

Plaintiff,

-against-

THE DEPARTMENT OF EDUCATION OF THE CITY  
OF NEW YORK,

**DECLARATION OF  
ASSISTANT CORPORATION  
COUNSEL ALANA R.  
MILDNER IN SUPPORT OF  
DEFENDANT'S MOTION TO  
DISMISS THE COMPLAINT**

Civil Action No. 19 Civ. 7416(ER)

Defendant.

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**ALANA R. MILDNER**, declares that the following is true and correct under  
penalty of perjury pursuant to 28 U.S.C. § 1746:

1. I am an Assistant Corporation Counsel in the office of James E. Johnson, Corporation Counsel of the City of New York, attorney for Defendant in the above referenced action.
2. I submit this declaration in order to place before the Court documents of which judicial notice may be taken and are offered in support of Defendant's motion to dismiss pursuant to Federal Civil Procedure Rule 12(b)(6). The documents are attached hereto as:

**Exhibit A:** Decision, *In the Matter of the Disciplinary Proceeding between New York City Department of Education and Reyna Arroyo*, SED File No. 31,399, dated May 30, 2018.

**Exhibit B:** Verified Amended Petition, *Arroyo v. New York City Board/Department of Education*, Index No. 100741/2018, dated June 15, 2018

**Exhibit C:** Transcript, New York State Supreme Court, New York County, Index No. 100741/2018, dated November 29, 2018

**Exhibit D:** Collective Bargaining Agreement between United Federation of Teachers and New York City Department of Education, 2008 - 2019

I declare under penalty of perjury that the foregoing is true and correct.

Executed On: New York, New York  
December 30, 2019

/s/  
Alana R. Mildner  
Assistant Corporation Counsel